OIPE JC108 JUN 09 2005 PATENT & TRADEMARK OFFICE

2824

DOCKET NO.: B0339.70001 US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	David Earl Butz
Serial No.:	09/932,467
Confirmation No.:	3362
Filed:	August 17, 2001
For:	SYSTEMS AND METHODS FOR ADDRESSING A MATRIX
Examiner:	Andrew Q. Tran
Art Unit:	2824

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 6th day of June, 2005.

Steven J. Henry
Reg. No. 27,900

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

[x] Response to official action and examiner interview summary

[x] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

No check is enclosed to cover the filing fee. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
David Earl Butz, Applicant

By: _____

Steven J. Henry, Reg. No.: 27,900
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2206
(617) 646-8000

Docket No.: B0339.70001 US00
Date: June 6, 2005
x06/04/05

OIPE JC109
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PATENT & TRADEMARK OFFICE

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICIAL ACTION AND EXAMINER INTERVIEW SUMMARY

This is in response to the Official Action mailed April 4, 2005.

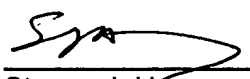
The undersigned conducted a telephone interview with Examiner Tran on April 22, 2005, regarding this Office Action. At that time, the undersigned had indicated (1) the Office Action erroneously states that Applicant's reply was not fully responsive to the prior Office Action, (2) the requirement for a substitute specification did not appear to be reasonable because the amendments to the specification had been minor and (3) the request for new "remarks" was not understood.

It was agreed that the Office Action was in error with respect to stating that Applicant's reply was not fully responsive to the prior Office Action, as there had been no requirement for a substitute specification. Thus, this Office Action was to be treated as a new Office Action of a non-final nature.

Second, the Examiner agreed that the previous amendments to the specification did not justify a requirement for a substitute specification, and that requirement was withdrawn.

Third, in light of the withdrawal of the requirement for a substitute specification, the request for references to page numbers and line numbers in the substitute specification be provided in new "remarks" was moot and withdrawn. Accordingly, it was understood that the Office Action was going to be withdrawn and no response was required from Applicant. As there has been no further communication from the Examiner, however, this response is being filed. It is submitted that no extension of time is required because either the Examiner agreed to withdraw the Office Action or he agreed that it was a new Office Action and not a Notice of a Response that was not fully responsive to the prior Office Action, meaning that a three-month rather than a one-month response period would apply. Should an extension be required, the Office is authorized to charge the extension fee to the Deposit Account 23/2825.

Respectfully submitted,



Steven J. Henry
Reg. No. 27,900
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(617) 646-8000

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Date: June 6, 2005

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